App. F. IX-4

1935-36
(StA)

File No. 607-35
Serial Nos. 1 and 6.

Previous References
Sanjapur File No. 10.
StA. 54-26-7,8,16,19
" 127-31- 3;4,6,11,12
" 127-06- 13,14,27+28
Later References

StA 320-13-3,5,15
16,29,30

preserve for 27-6-47

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two

Part B for April 36

SUBJECT.

Disposal of the Sanjapur Jahgir pension of the late Hussain Khan -

(6)

note 7217-28 of 4.6.36

for the Constitution
of the Commission

General and Revenue Secretariat | S&A File No. 407 of 1935 | [App. F. III—2

Serial No.

From the D.C. Bangalore.

1) Letter No. C3-611/34-35 dated 16/8/35.
Forwards the records relating to the distribution of the Sarjapur Jahgir pension of Rs 1-15-1 enjoyed by the late Hassan Khan, among his heirs.

2) The D.C. Bangalore recommends that the pension of the late Hassan Khan may be divided as follows:-

Flag W. Genealogical tree of the family.

1. Abdul Wahab I son - 2/5 th (Rs. 0-12-5).
2. Deceased 2nd son's heirs 2/5 th Rs. 0-12-5.
3. Daughter Rahmath Khatu (married) 1/5 th. 0-6-3.

3) The Law Secty. will be requested to state if the distribution proposed by the D.C. Bangalore is according to Mahomadan Law and if under that Law, a married daughter is entitled to a share. Submitted for Orders.

BAS 3/12.

4) Please put up any rules relating to these pensions.

4/12/35

Flag V.

5) Please also see para 43 of S&A file 20-20, and let me know if these pensions have been given to the married daughters among other heirs, of deceased pensioners. Please see cases of Sanction since the date of orders on that file and note.

20/12/35.

NOTE.—Contn. Sheet.

WD 03594—GPB—30,000—13-7-35

As already explained, there are no definite rules (laid down anywhere) regulating the award of these Sarjapur Jahgir pensions. The available file re: Sarjapur pensions (herewith put up) gives some idea re: the nature of the Sarjapur pensions, and therefore there has been no uniformity with regard to the grant of these pensions.

With reference to para 5 supra, it is submitted that female heirs were totally excluded, at one time, in preference to male heirs but later, it was considered wrong and they were also given shares according to Mahomedan Law. Instances are not wanting — even married — to show that daughters of deceased pensioners have been given shares. (Kind reference is invited to (G.o.No.H.6816-17/S+A.127-06-28 dated 30-6-1908); S+A.54-26-19; [redacted] and S+A.127-37-12.

Kind Reference is also invited to para 43 of S+A.20-20-(sls 11-16) containing the note dated 14/5/1921 of Mr Mir Hemza Hussain, the then Member of Council; it has been ordered that "as think" the Order of 1917 No.H.4970-1/S+A 320-13-30 dated 6th March 1917 may be followed in future and the pension registered in the name

(illegible) 2974 (illegible) 1114-3 (illegible) Sarjapur file No. 10. Hap, C. of H para 1 of G.O.Ms. C. 2252/dated 29.3.87

Vide [redacted]

Hap. 1. Hap. (illegible)

Hap. V.

Disposal of the Vacant Sarjapur pension of the late Hassan Khan.

2227 pc

General and Revenue Secretariat — S&A File No. 407 of 193 5. — [App. F. III—2

Serial No.	
	of a male heir, the nearest in the line of succession leaving the question of distribution among other male heirs to be settled by themselves." A limit is also proposed to be fixed i.e. at Rs. 5/- beyond which the pension should not be subdivided. Even this principle has not been strictly and uniformly followed, and there are instances in which Sarjapur pensioners are drawing independently fractions of a rupee as pension.
	The D.C. Bangalore, has recommended in the present case, the splitting up of the pension (Rs. 1-15-) into three shares. But in the view contained in the
A.	above note, the entire pension may perhaps be continued in the name of Abdul Wahab, (son of the deceased pensioner), as the head Barawardar.
	Submitted for orders, with reference to the paras 3 and 5 supra.
	28/2/36. 29
	A, above may perhaps be approved.
	9.3.36.
	The amount even if registered in one individual's name will have to be for the benefit of the family - In the past there have been separate registers of Sums less than one rupee also. In the present case, I would ignore the daughter as she is married to a different family and divide the amount

NOTE.—Contn. Sheet.

WD 03594—GPB—30,000—18-7-35

Equally between the (1st Son and the (2nd deceased)
2nd ... Sister Son. They are living in different
places and will find it inconvenient if
the entire amount is registered in one man's
name for the benefit of the family.

Dewan)

5499

9/3

10/3/36.

11/3

12/3/36.

Submitted with a draft G.O.

16.3.36

For perusal approval.

H Seey) 28/3/36.

28/3

Issue

30/3/36.

TYPING SECTION
30 MAR. 1936
GEN. & REV. SECT.

C. 7217-187 dated 4/4/36.

To The Comptroller and the D.C. Bangalore

Sanctions with effect from 26th January 1936
the Continuance in equal proportions of the vacant
Sarjapur pension Rs 1-15-1 in the names of
Abdul Wahab (1st son of the deceased) and Ismail Khan
(son of the 2nd son of the deceased pensioner.

15/4

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. 4371 S/A

Bangalore, Dated, 25th November 1935

27

From

The *Financial Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Deputy Commissioner,

Bangalore District, Bangalore.

Sir,

I am directed to request you, to kindly forward a copy of your letter No.C3-611/34-35 dated 16th August 1935 addressed to the Financial Secretary to Government regarding the apportionment of the Sarjapur Jahgir pension of late Hussain Khan. The file of records relating to the above letter which is sent on 3rd October 1935 under a separate cover, contains a slip stating that the accompanying file is an enclosure to the letter quoted above, which does not appear to have been received here.

I have the honour to be,

Sir,

Your most obedient servant,

M Shamanna

for Financial Secretary to Government.

Aga/2.

Appendix F. G.–1]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat.

( )

the 193 .

Date of issue 29/11

Signed by.....

List of enclosures.....

Copied by.....

Examined by.....

Section.

File No.

Serial No.

No. 4371

To

1. The D C Bangalore

Sir,

I am directed to requ
you to kindly forward a copy o
your letter No. C3-611/34-35 date
16-8-35 addressed to the Finan
Secretary to Govt. re: the
apportionment of the Sarjapur
Jahgir Pension of late Hussain
Khan. The file of records relatin
on 3/10/
to the above letter which is sent to
under a separate cover, contain
a slip stating that the accompany
file is an enclosure to the letter

S&A. 207-33

In all future communications please quote
No. C3.611/34-35.
Enc. One.

OFFICE OF THE DEPUTY COMMISSIONER,
BANGALORE DISTRICT.

Dated, Bangalore, the 28th Nov. *1935.*

FINANCIAL 2227 29 NOV. 1935 GENL & R.V. SECT.

FINANCIAL SECRETARY 28 NOV. 1935 No.

FROM

H.V. RAMASVAMI, ESQ., M.A., B.L.
Deputy Commissioner,
Bangalore District.

To

S. SHAMANNA, ESQ., B.A.,
Secretary,
to the Government of Mysore.
Financial Department,
Bangalore.

SIR,

Subject:—

I have the honor to forward herewith a copy of this office letter No.C3.611/34-35 dated 16-8-1935 regarding the apportionment of the Sarjapur Jahgir pension of late Hussein Khan as desired in your letter No.Fl.4371/S & A. dated 27-11-1935.

I have the honour to be,
S i r,
Your most obedient servant,

DEPUTY COMMISSIONER,
BANGALORE DISTRICT.

SVS.28-11-35.

Letter No.C3.611/34-35 dated 16th August 1935 from the Deputy Commissioner, Bangalore, to the Financial Secretary to the Government of Mysore, Bangalore.

--:oOo:--

In forwarding herewith the records relating to the petition of one Abdul Wahab of Chatenahally village, Koratagere Taluk praying that the pension of Rs.1-15-1 paid out of the Sarjapur Jahgir funds to his father late Hassan Khan may be transferred to his name, I have the honor to state as follows:-

A sum of Rs.1-15-1 was being paid out of the Sarjapur Jahgir funds to one Khaji Hussain Khan who is reported to have died on 25-1-34. As the time of the death he had two sons and one daughter of whom the petitioner is the eldest son. It is reported that the younger son, Khader Khan also died about a month after his father's death and that he has left behind a widow, four sons and two daughters. The deceased pensioner's daughter, Rahmath Khatu is reported to be living with her husband at Chennapatna.

The petitioner requests that his father's stipendiary order may be transferred to his name while his brother's widow prays that it may be got transferred to the name of her eldest son Ismail Khan who is about 19 years old and who is living in Closepet, for her own and her other children's benefit.

I recommend that the pension of the deceased may be devided among the heirs of the deceased as noted in the margin - the deceased 2nd son's share being registered in the name of the eldest son of the 2nd son as requested by his mother.

1-Petitioner Abdul Wahab I son	2/5	Rs.0-12-5	To be made payable in Koratagere Taluk Treasury
2.The deceased II son's heirs	2/5	0-12-5	To be made payable in Clospet Taluk Treasury.
3. Daughter.	1/5	0- 6-3 1-15-1	To be made payable in Chennapatna Taluk Treasury

-:oOo:-

"C O P Y"

for DEPUTY COMMISSIONER,
BANGALORE DISTRICT.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read:-

Government Proceedings No.62-12528 of 29th January 1902 sanctioning the continuance of a Sarjapur Jahgir pension of Rs.1-15-1 in the name of Hussain Khan.

2. Letter No.C 3-611/34-35 dated the 16th August 1935 from the Deputy Commissioner, Bangalore District, forwarding the records relating to the distribution of the above pension which has fallen vacant consequent on the death of Hussain Khan (Baraweder of Pension payment order No.45).

Order No. 727-18 L1. 407. 26. 6

Dated, Bangalore, the 1st April 1936.

The Deputy Commissioner, Bangalore reports that Hussain Khan the last Barawardar, died on 25th January 1934 leaving behind him two sons and a married daughter. Khader Khan, the younger son, also is reported to have died a month after his father's death, leaving behind him a widow, four sons and two daughters. Rahmath Khatu, the married daughter of the deceased pensioner, is reported to be living with her husband at Chennapatna. The Deputy Commissioner, Bangalore has forwarded the petition of Abdul Wahab, the only surviving son of the last barawardar, praying that the pension may be transferred to his name, as also the petition of the widow of Khader Khan, praying that the pension may be continued in the name of her eldest son Ismail Khan for herself and her other children. The vacant pension of Rs.1-15-1 is proposed by the Deputy Commissioner to be distributed among (1) Abdul Wahab, (2) the deceased 2nd son's heirs and (3), Rahmath Khatu, the married daughter.

Government are pleased to direct that the vacant Sarjapur pension of Rs.1-15-1 of the late Hussain Khan be divided equally between Abdul Wahab (the 1st son of the deceased pensioner) and Ismail Khan, the eldest son of the 2nd son of the late Hussain Khan for himself, his brothers and his mother. The order will take

effect from the 26th January 1934, viz., the date following the day of death of the late barawardar.

For Financial Secretary to Government

To

The Comptroller to Government.

The Deputy Commissioner, Bangalore District, with records.

MK.3.

G. R. S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary. No. of letter replied to.....

General and Revenue Secretariat

( )

the *193* .

Date of issue..... 4/4 .....193 .

Signed by ..... M. Rao

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette, English Part? P.U.D

(iv) translated?

(v) placed at the disposal of the press?

(vi) published in the Gazette, Kannada Part?

Section 5+A.

File No. 407-35

Serial No. 6.

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read— Govt proceedings No. 52 - 12528 of 29th January 1902 sanctioning the Continuance of a Sarjapur Jaagir pension of Rs. 1-15-1 in the name of Hussain Khan,

2.) Letter No. C3 - 611/34-35 ~~Order thereon.~~—No. dated the 16th Aug. 1935 from the D.C. Bangalore Distt, forwarding the records relating to the distribution of the above pension which has fallen vacant consequent on the death of Hussain Khan (Barawardar of P.P.O. No. 45.)

(45)

Order No. H. 7217-18 Encl

The D.C. Bangalore reports that Hussain Khan, the last Baraweerder, died on 25/1/34 leaving behind him two sons and a daughter (married). Khader Khan, the younger son, also is reported to have died a month after his father's death, leaving behind him a widow, four sons and two daughters. Rahmath Khatu, the married daughter of the deceased pensioner, is reported to be living with her husband at Chennapatna.

The D.C. Bangalore has forwarded the petitions of Abdul Wahab, the only surviving son of the last baraweerder, praying that the pension may be transferred to his name, as also the petition of the widow of ~~Khader~~ Khader Khan, praying that the pension may be continued in

List of Enclosure

Copied by

Examined by

WD (3602—GPB—22,500—12-7-35

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

in the name of her eldest son Ismail Khan for herself and her other children ~~as benefit~~. The vacant pension of Rs. 1-15-1 is proposed by the D.C. to be distributed among (1) Abdul Wahab, (2) the deceased 2nd sons heirs and (3) lastly, Rahmath Khatu, the married daughter.

Govt are pleased to direct that the vacant Sarjapur pension of Rs 1-15-1 of the late Hussain Khan be divided equally between Abdul Wahab (the 1st son of the deceased pensioner) and Ismail Khan, the eldest son of the late Hussain Khan 2nd son of the ~~deceased~~ for himself, his brothers and his mother, ~~(the claims of the married daughter being ignored.)~~ The ~~pension~~ order will take effect from the 26th January 1934, viz the date following the day of death of the late bara warder.

(This may perhaps be omitted, as it may give a handle to the lady to claim the pension.)

Financial Secretary

To The Comptroller to Govt
" D.C. Bangalore, with ref

WD 0436—GPB—10,000—17-10-33

BRR 14/3/36